Finance Secretariat.

NOTIFICATION

Bangalore, dated the 18th December 1964.

G.S.R. 369.—In exercise of the powers conferred by Clause (2) of Article 283 of the Constitution of India, the Governor of Mysore is pleased to make the following further amendment to the Mysore Treasury Code, 1963, namely,—

In the said Code, in Volume-I,

Insert the following as Article 209–A,

"*Dearness Allowance to Pensioners*"

209—A:—(1) In the case of a pensioner who had commuted a portion of his pension the original amount of pension (including the commuted portion) should be taken into account for determining the admissibility and rate of Dearness Allowance.

(2) Dearness Allowance is admissible only in respect of the following classes of pensions:—

(*i*) Ordinary Service Pension;
(*ii*) Wound or Injury or Family Pension admissible under the Extraordinary Pension Rules.

(3) Dearness Allowance is not admissible in respect of the following classes of Pensions:—

(*i*) Family Pensions admissible under the New Ordinary Pension Rules;
(*ii*) Compassionate Gratuity or allowance paid in instalments;
(*iii*) Political and other pensions.

(4) Re-employed Pensioners whethers part-time or full time are not entitled to Dearness Allowance in respect of pensions.

(5) If a pensioner is in receipt of two pensions, he is entitled to only one Dearuess Allowance, assessed on the combined pension.

(6) In cases where the original pension is partly borne by Local Funds and partly by the State Government, the Dearness Allowance should be distributed *pro rata* between such bodies and the State Government

(7) If a pension is divisible between the Mysore State and the Central Government or any other State, the Dearness Allowance will be calculated on the basis of the total amount of the pension and should be divided proportionately between the two Governments.

(8) In case where a pensioner is in receipt of two pensions (One from the Mysore State and the other from the Government of India) and the rates of Dearness Allowance for pensions allowed by the two Governments are not identical, Dearness Allowance should be based on the total of the two pensions and determined under whose rule making powers he served at the time of the final retirement and the Dearness Allowance apportioned between the two Governments proportionately.

(9) In cases where Dearness Allowance is divisible under clauses (7) to (9), any share of less than Re. 1 (one) should be disregarded and debits of less than a rupee need not be raised against the Local Funds or Government concerned.

(10) The original allocation of the Dearness Allowance (Temporary increase) should remain unaffected by subsequent commutation of basic pensions.

28

[No. FD 33 RTC 64.]

By Order and in the name of the Governor of Mysore,

375 N. S. BHARATH, *Deputy Secy.*